

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2271 OF 2004
IN
WRIT PETITION NO.2053 OF 2000

Office Notes, Office Memoranda
of Coram, appearances, Court's
Order or Directions and
Registrar's Orders

Court's or Judge's
Orders

Mr.V.N. Tayde for Applicant

Mr.R.M. Patne, AGP, for Respondent
Nos.1,3 and 5

CORAM: H.L. GOKHALE &
SMT.NISHITA MHATRE, JJ.

DATED: SEPTEMBER 24, 2004

. Heard Counsel for the parties. The application seeks restoration of the petition, which came to be dismissed for default on 23.6.2004. We accept the explanation given in the Civil Application and allow the Civil Application in terms of prayer clause (a). The order of dismissal will stand set aside. Writ Petition No.2053 of 2000 is restored to file. To be listed for final hearing in due course.

2. Interim order granted earlier will stand restored and

will run till the disposal of the Petition.

3. We further record the statement of Mr. Tayde that the amount as required by Respondent No.2 Board is already deposited with the Board though it is not disbursed in view of the stay granted by the High Court.

4. Civil Application stands disposed of accordingly.

(H.L. Gokhale, J.)

(Nishita Mhatre, J.)